

Adopted	Rejected
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COMMITTEE REPORT

YES:	12
NO:	1

MR. SPEAKER:

Your Committee on **Technology, Research and Development**, to which was referred Senate Bill 379, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill **be amended** as follows:

- 1 Page 2, line 13, delete "or".
- 2 Page 2, line 17, delete ";" and insert ";".
- 3 Page 2, line 24, delete "seq.)." and insert "seq.);
- 4 **(4) the disclosure is reasonably related to the investigation,**
- 5 **adjudication, or prosecution of a violation under any state or**
- 6 **federal law; or**
- 7 **(5) the disclosure of the Social Security number is for the**
- 8 **purpose of administration of the health benefits of a state**
- 9 **agency employee or of a dependent of a state agency**
- 10 **employee."**
- 11 Page 2, line 26, after "the " insert "**state**".
- 12 Page 2, line 32, after "chapter, the" insert "**state**".
- 13 Page 3, delete lines 2 through 5.
- 14 Page 3, line 6, delete "11." and insert "**10**".
- 15 Page 3, line 16, delete "12." and insert "**11**".

- 1 Page 3, line 20, after "the" insert "**state**".
- 2 Page 3, line 25, delete "13." and insert "**12.**".
- 3 Page 4, line 11, delete "section" and insert "**chapter,**".
- 4 Page 4, line 21, after "delay;" insert "**and**".
- 5 Page 4, line 34, after "The" insert "**state**".
- 6 Page 5, line 5, delete "This section applies if" and insert "**If**".
- 7 Page 5, between lines 18 and 19, begin a new paragraph and insert:
- 8 "SECTION 3. IC 4-23-16-4.1 IS AMENDED TO READ AS
- 9 FOLLOWS [EFFECTIVE JULY 1, 2004]: Sec. 4.1. (a) The governor
- 10 shall appoint an executive director of the commission who serves at the
- 11 governor's pleasure. The commission shall advise the governor in the
- 12 selection of the executive director. **The executive director is the chief**
- 13 **information officer of Indiana.**
- 14 (b) Subject to the approval of the commission, the executive director
- 15 may do the following:
- 16 (1) Employ staff necessary to advise and assist the commission as
- 17 required by this chapter.
- 18 (2) Fix compensation of staff according to the policies currently
- 19 enforced by the budget agency and the state personnel
- 20 department.
- 21 (3) Engage experts and consultants to assist the commission.
- 22 (4) Expend funds made available to the staff according to the
- 23 policies established by the budget agency.
- 24 (5) Establish policies, procedures, standards, and criteria
- 25 necessary to carry out the duties of the staff of the commission.
- 26 SECTION 4. IC 4-23-16-13 IS ADDED TO THE INDIANA CODE
- 27 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
- 28 1, 2004]: **Sec. 13. (a) As used in this section, "director" refers to**
- 29 **the director of information security designated under subsection**
- 30 **(c).**
- 31 **(b) The commission shall appoint a group to develop a state**
- 32 **information security policy. The group appointed under this**
- 33 **subsection must include the following:**
- 34 **(1) A designee of the commissioner of the Indiana**
- 35 **department of administration.**
- 36 **(2) A designee of the director of the state personnel**

- 1 department.
- 2 (3) A designee of the commission on public records.
- 3 (4) An individual representing the separately elected state
- 4 officials.
- 5 (5) An individual representing state agencies.
- 6 (6) The executive director of the legislative services agency.
- 7 (7) An individual representing the judicial branch of state
- 8 government.
- 9 (8) The director.

10 The commission may appoint individuals to the group to represent

11 other interests that the commission considers necessary for the

12 development of the information security policy.

13 (c) The commission shall designate the executive director of the

14 commission as the director of information security for the state.

15 The director shall do the following:

- 16 (1) Direct the implementation of the information security
- 17 policy.
- 18 (2) Coordinate the information security policy with the
- 19 information security liaisons.
- 20 (3) Obtain resources and expertise relating to information
- 21 security from state educational institutions.
- 22 (4) Work with private sector telecommunications and
- 23 technology companies to enhance the information security
- 24 policy.
- 25 (5) With the assistance of the state personnel department,
- 26 develop and implement an education and awareness program
- 27 to educate state employees about the state information
- 28 security policy and how to implement the policy.
- 29 (6) Apply for grants and other financial assistance relating to
- 30 implementation of the information security policy.
- 31 (7) Perform other duties relating to information security
- 32 assigned by the commission.

33 (d) Each state agency, the legislative branch of state

34 government, and the judicial branch of state government shall

35 appoint an employee to be the agency's or branch's information

1 security liaison. The information security liaison is responsible for
 2 implementing the information security policy for the state agency
 3 or branch of government.

4 (e) The information security policy must provide for the
 5 following:

6 (1) Encryption of confidential information maintained by
 7 state government.

8 (2) Specifications for software to provide daily audits and
 9 reports for each state agency and branch of state government
 10 to monitor compliance with the information security policy.

11 (3) Requiring the purchase of information security products
 12 on a statewide basis rather than on an agency basis.

13 (4) Recruiting to state employment individuals who have
 14 education in information security.

15 (5) Contracting for professional services relating to
 16 information security.

17 (6) Sharing information security expertise and resources with
 18 political subdivisions.

19 The information security policy must recognize the independence
 20 of each of the three (3) branches of state government.

21 (f) Notwithstanding any other law, the information security
 22 policy developed under this section applies to the executive,
 23 including the administrative, the legislative, and the judicial
 24 branches of state government.

25 SECTION 5. IC 25-1-5-11 IS ADDED TO THE INDIANA CODE
 26 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 27 1, 2004]: Sec. 11. (a) An individual who applies for a license issued
 28 by a board under this chapter or who holds a license issued by a
 29 board under this chapter shall provide the individual's Social
 30 Security number to the bureau.

31 (b) The bureau and the boards may release the applicant's or
 32 licensee's Social Security number as otherwise provided under
 33 state or federal law.

34 (c) Notwithstanding IC 4-1-10-2, the bureau and the boards
 35 may allow access to the Social Security number of each person

1 who is licensed under this chapter or has applied for a license
2 under this chapter to:

- 3 (1) a state agency for the purpose of conducting a
4 background investigation;
- 5 (2) a testing service that provides the bureau or one (1) or
6 more of the boards with the examination for the applicant's
7 or licensee's profession; or
- 8 (3) an individual state regulatory board or an organization
9 composed of state regulatory boards for the applicant's or
10 licensee's profession for the purpose of coordinating
11 licensure and disciplinary activities between the individual
12 states.

13 SECTION 6. IC 25-1-6-10 IS ADDED TO THE INDIANA CODE
14 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
15 1, 2004]: Sec. 10. (a) An individual who applies for a license issued
16 by a board under this chapter or who holds a license issued by a
17 board under this chapter shall provide the individual's Social
18 Security number to the licensing agency.

19 (b) The licensing agency and the boards shall release the
20 applicant's or licensee's Social Security number as otherwise
21 permitted under state or federal law.

22 (c) Notwithstanding IC 4-1-10-2, the licensing agency and the
23 boards may allow access to the Social Security number of each
24 person who is licensed under this chapter or has applied for a
25 license under this chapter to:

- 26 (1) a state agency for the purpose of conducting a
27 background investigation;
- 28 (2) a testing service that provides the licensing agency or one
29 (1) or more of the boards with the examination for the
30 applicant's or licensee's profession; or
- 31 (3) an individual state regulatory board or an organization
32 composed of state regulatory boards for the applicant's or
33 licensee's profession for the purpose of coordinating
34 licensure and disciplinary activities between the individual
35 states."

- 1 Page 5, line 24, delete ":".
- 2 Page 5, line 26, delete "IC 4-1-10-13," and insert "**IC 4-1-10-12**,".
- 3 Renumber all SECTIONS consecutively.
(Reference is to SB 379 as reprinted February 3, 2004.)

and when so amended that said bill do pass.

Representative Hasler